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PTO/SB/08a (02-09)

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

**(Use as many sheets as necessary)**

Sheet 1 of 1

**Complete if Known**

Application Number	10/627,358
Filing Date	July 23, 2003
First Named Inventor	Peter Migaly
Art Unit	Art Unit 1614
Examiner Name	Eric Olson
Attorney Docket Number	

## U. S. PATENT DOCUMENTS

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## FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
/ESO/		EP 0966967 A2.	/ESO/	12-29-1999	Tollefson and Eli Lilly		
/ESO/		EP 0958824 A2	/ESO/	11-24-1999	Tollefson and Eli Lilly		
/ESO/		WO 02/053140 A2	/ESO/	07-11-2002	Nesbitt and Pharmacia & Upjohn		
/ESO/		EP 1238676 A1	/ESO/	09-11-2002	Ralph - Pfizer		

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/627,358
				Filing Date	July 25, 2003
				First Named Inventor	Peter Migaly
				Group Art Unit	
				Examiner Name	
Sheet	2	of	3	Attorney Docket Number	290194-00001

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Examiner Signature	/Eric Olson/	Date Considered	07/13/2006
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Sheet	1	of	3	Attorney Docket Number	290194-00001

U.S. PATENT DOCUMENTS						
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
ESO	A	5,780,051		Eswara et al.	07-14-1998	
ESO	B	6,159,963		Beasley et al.	12-12-2000	
ESO	C	6,399,608		Dawson	06-04-2002	
ESO	D	5,589,512		Norden	12-31-1996	
ESO	E	<del>2802003514</del>		Tsai et al. 20020035145	03-21-2002	
ESO	F	6,147,072		Bymaster et al.	11-14-2000	
ESO	G	6,395,727		Guadagno et al.	05-28-2002	
ESO	H	5,500,343		Blum et al.	03-19-1996	
ESO	I	5,591,884		DeNinno et al.	01-07-1997	
ESO	J	4,310,524		Wiech et al.	01-12-1982	
ESO	K	<del>2802004004</del>		Taylor 20020040041	04-04-2002	
ESO	L	<del>2802001632</del>		Taylor 20020016325	02-07-2002	
ESO	M	6,322,503		Sparhawk, Jr.	11-27-2001	
ESO	N	6,066,643		Perry	05-23-2000	
ESO	O	6,174,882		Yelle	01-16-2001	
ESO	P	6,121,259		Yelle	09-19-2000	
ESO	Q	6,352,984		Yelle	03-05-2002	
ESO	R	6,348,455		Yelle	02-19-2002	
ESO	S	5,958,921		Tollefson	09-28-1999	
ESO	T	6,582,737		Hirsh et al.	06-24-2003	

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		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
ESO	U	WO	99/61027		Eli Lilly and Co	12-02-1999		
ESO	V	EP	0958824A2		Eli Lilly and Co	11-24-1999		
ESO	W	WO	95/00154		Hemisphere Limit	01-05-1995		
ESO	X	WO	99/58130		Pharmacia & Upjo	11-18-1999		
ESO	Y	WO	01/51041		Laboratorios Ph	07-19-2001		
ESO	Z	WO	01/51040		Laboratorios Ph	07-19-2001		

Examiner Signature	/Eric Olson/	Date Considered	07/13/2006
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